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for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively  
Consolidated SIPA Liquidation of Bernard L.  
Madoff Investment Securities LLC and Bernard L.  
Madoff,

Plaintiff,

v.

MARC I. HERTZ IRREVOCABLE TRUST DTD  
3/15/92; KENNETH D. WEISER, in his capacity  
as Trustee of the Marc. I Hertz Irrevocable Trust  
DTD 3/15/92; JOHN B. BEASLEY, in his capacity  
as Trustee of the Marc. I Hertz Irrevocable Trust

Adv. Pro. No. 10-04879 (SMB)

DTD 3/15/92; and MARC I. HERTZ,  
Defendants.

**NOTICE OF VOLUNTARY DISMISSAL OF  
ADVERSARY PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, et seq., and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel Baker & Hostetler LLP, and pursuant to Rule 7041(a)(1)(A)(i) of the Federal Rules of Bankruptcy Procedure (making Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure applicable in adversary proceedings), hereby dismisses the above-captioned adversary proceeding with prejudice. Pursuant to Bankruptcy Rule 7041(a)(1)(A)(i), the Trustee is permitted to voluntarily dismiss this adversary proceeding without further order of the Court by filing this Notice of Dismissal. As of the date hereof, defendants have not filed or served an answer or a motion for summary judgment.

Date: July 19, 2017  
New York, New York

Of Counsel:  
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of Bernard L. Madoff Investment Securities  
LLC and the Estate of Bernard L. Madoff*